

Attorney Docket No.: 999909.00114

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Cook-Euell, Veronica **Examiner:** Unknown

Serial No:

10/774,066

Art Unit:

3728

For:

METHOD OR APPARATUS USED TO COMMUNICATE MESSAGE TO

BE WORN IN FOOTWEAR

Filed:

February 07, 2004

Date: January 25, 2005

Commissioner of Patents P.O. Box 1450 Alexandria, VA 222313-1450

INFORMATION DISCLOSURE STATEMENT

Under 37 CFR 1.97

This Information Disclosure Statement is thought to have been filed before the mailing of an Office Action on the merits, and therefore is considered timely under 37 CFR §1.97(b).

The filing of this Information Disclosure Statement shall not be construed as a representation that a search has been made (37 CFR \ni 1.56(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13, at 25. This Information Disclosure Statement is made to comply with the duty of candor imposed on all individuals associated with the filing or prosecution of this application, as defined by 37 CFR

§1.56(c).

One (1) published U.S. application and seven (7) U.S. Patents are listed on the attached Form PTO/SB/08A sheet, which is made a part hereof.

The foregoing Information Disclosure Statement is based upon the information known to the inventor or contained in the undersigned attorney's file as of the filing date of this statement and is inclusive of the best information known to each of the undersigned at that date. Prompt consideration of the Information Disclosure Statement and the references by the Examiner is earnestly requested.

Respectfully submitted,

Mark A. Watkins

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In re application of:

Veronica Cook-Euell

Application No.: 10/774,066

Group No.:

3728

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Unknown

For: METHOD OR APPARATUS USED TO COMMUNICATE MESSAGE TO

BE WORN IN FOOTWEAR

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL

Transmitted herewith:

- 1. Information Disclosure Statement
- 2. PTO/SB/08a
- 3. Acknowledgement of Receipt/Return Card

Hahn Loeser + Parks LLP

Mark A. Watkins

Reg. No.: 33,813

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service as on the date shown below and addressed to the: Mail Stop Amendment, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Complete if Known			
Application Number	10/774,066		
Filing Date	02/07/2004		
First Named Inventor	Veronic Cook-Euell		
Art Unit	3728	•	
Examiner Name	Unknown		
Attorney Docket Number	999909.00114		

			U. S. PATENT	DOCUMENTS	
Examiner Initials*	Cite No.1	Document Number Number-Kind Code ^{2 (*know)}	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	^{US-} 4,958,446	09-25-1990	James G. Brown	
	B1	^{US-} 5,331,753	06-26-1994	Albert C. Rodibaugh	
	C1	^{US-} 5,359,790	11-01-1994	Iverson, et al.	
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	E1	^{US-} 5,457,900	10-17-1995	Avery J. Roy	
	F1	^{US-} 6,434,870	08-20-2002	Jennifer M. Fanjoy	
	G1	^{US-} 6,455,128	09-24-2002	Dennis Moon	
	H1	us- 2003/0070324	04-17-2003	Webb T. Nelson	
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FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No.1	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages	
		Country Code ³ "Number ⁴ "Kind Code" (if known)	MM-DD-YYYY		Or Relevant Figures Appear	T ⁶
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	<u>L</u> .					

Examiner	Date	
Signature	Consider	ed

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. Applicant's unique citation designation number (optional). See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggest one for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.